

SONNENSCHN, NATH & ROSENTHAL LLP

8000 Sears Tower  
233 S. Wacker Drive  
Chicago, IL 60606  
312/876-0200

**AMENDMENT IN RESPONSE TO OFFICE ACTION OF 10/30/2006**

APPLICANT(S): J. Kuyama, et al. ATTORNEY DOCKET NO.: 09792909-0409  
SERIAL NO.: 09/656,777 GROUP ART UNIT: 1745  
DATE FILED: September 7, 2000 EXAMINER: Monique Wills  
INVENTION: "Positive Electrode Active Material for a Non-Aqueous Electrolyte Cell and Non-Aqueous Electrolyte Cell Using the Same"

Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

Additional claim fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADL FEE
TOTAL CLAIMS		MINUS		-0-	( ) X 25.00 ( ) X 50.00	0.00
INDEP. CLAIMS		MINUS		-0-	( ) X 100.00 ( ) X 200.00	0.00
Application amended to contain any multiple dependent claims not previously paid for.				( ) YES (X) NO	( ) \$180.00 ( ) \$360.00 ONE TIME	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$ 0.00	

- ☒ Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated October 30, 2006 for 3 months so that the period for response is extended to April 30, 2007.
- ☒ The Commissioner is hereby authorized to charge Applicant's Attorneys' credit card in the amount of \$ 450.00 to cover the first- and second-month extension fees. Form 2038 is attached.
- ☒ Postal money order no. 05753750668 in the amount of \$ 570.00 is attached to cover the third-month extension fee.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 19-3140. A duplicate of this sheet is enclosed.
- When phoning re this application, please call 312/876-8000 - Ext. 2606.

SONNENSCHN NATH & ROSENTHAL LLP

DATE: April 30, 2007

BY Christopher P. Rauch (Reg. No. 45,034)

Christopher P. Rauch

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 30, 2007.

Christopher P. Rauch  
Christopher P. Rauch

Contract No. 08/22/2007 CXL0K  
Serial No. 09/656,777  
Fee No. 09/656,777

Refund Ref: 00/22/2007 00300439E3

Contract Refund Totals: \$450.00

Exp.: XXXXX/XXXXX/2000

## Electronic Acknowledgement Receipt

<b>EFS ID:</b>	1936025
<b>Application Number:</b>	09656777
<b>International Application Number:</b>	
<b>Confirmation Number:</b>	1570
<b>Title of Invention:</b>	Positive electrode active material for a non-aqueous electrode cell and non-aqueous electrode cell using the same
<b>First Named Inventor/Applicant Name:</b>	Junji Kuyama
<b>Customer Number:</b>	26263
<b>Filer:</b>	Christopher P Rauch/Barbara Hannon
<b>Filer Authorized By:</b>	Christopher P Rauch
<b>Attorney Docket Number:</b>	09793822-0409
<b>Receipt Date:</b>	03-JUL-2007 07/12/2007 SSANDARA 00000008 09656777
<b>Filing Date:</b>	07-SEP-2000 01 FC:1232 450.00 OP
<b>Time Stamp:</b>	12:59:33
<b>Application Type:</b>	Utility

### Payment information:

Submitted with Payment.	no
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### File Listing:

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part /.zip	Pages (if appl.)
1	Petition for review by the Office of Petitions.	Sony_0409_Pet_Withdraw_Abandonment.pdf	576627	no	16

### Warnings:

07/12/2007

<b>Information:</b>	
<b>Total Files Size (In bytes):</b>	<b>576627</b>
<p><b>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</b></p> <p><b><u>New Applications Under 35 U.S.C. 111</u></b>  <b>If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 508), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</b></p> <p><b><u>National Stage of an International Application under 35 U.S.C. 371</u></b>  <b>If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</b></p> <p><b><u>New International Application Filed with the USPTO as a Receiving Office</u></b>  <b>If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</b></p>	

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND				
1 Date of Request: 08/21/06		2 Serial/Patent # 09/656777		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
	Filing			\$
	Amendment		7/3/07	\$
X	Extension of Time 1252		6/28/07	\$ 450.00
	Notice of Appeal/Appeal			\$
	Petition			\$
	Issue			\$
	Cert of Correction/Terminal Disc.			\$
	Maintenance			\$
	Assignment			\$
	Other			\$
7 TOTAL AMOUNT OF REFUND			\$ 450.00	
8 TO BE REFUNDED BY:				
10 REASON:		Treasury Check		
	Overpayment	X Credit Deposit A/C #:		
X	Duplicate Payment	<div style="border: 1px solid black; display: inline-block; text-align: center;"> 1 9 3 1 4 0 </div>		
	No Fee Due (Explanation):	<i>Credit Card</i>		
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: Douglas I. Wood		TITLE: Senior Petitions Attorney		
SIGNATURE: /douglas wood/		PHONE: 571-272-3231		
OFFICE: Office of Petitions				
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****				
APPROVED: <i>Chick</i>		DATE: 8/22/07		

*Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:*